

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA,	}	
<i>Plaintiff-Respondent</i>	}	
	}	
v.	}	CRIMINAL ACTION NO. H-00-377
	}	CIVIL ACTION NO. H-03-2174
JIMMIE SMITH,	}	
<i>Defendant-Petitioner</i>	}	

ORDER DISMISSING ACTION

After careful and independent consideration of the record in this case, the Court

ORDERS that Petitioner Jimmie Smith's Motion to Vacate, Set Aside or Correct Sentence filed pursuant to 28 U.S.C. § 2255 is **DENIED** and his action is **DISMISSED WITH PREJUDICE**.

SIGNED at Houston, Texas, this 27th day of July, 2006.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE